

STATE OF CALIFORNIA  
STATE AND CONSUMER SERVICES AGENCY  
CALIFORNIA BUILDING STANDARDS COMMISSION  
2525 NATOMAS PARK DR., SUITE 130  
SACRAMENTO, CA 95833  
(916) 263-0916 Phone  
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Email: cbasc@dgs.ca.gov

Office Use Item No. \_\_\_\_\_

**PARTICIPATION COMMENTS FOR THE NOTICE DATED OCTOBER 26, 2012**  
**Written comments are to be sent to the above address.**

**WRITTEN COMMENT DEADLINE: DECEMBER 10, 2012**

Date: December 2, 2012

From: From: Mr. Daniel Paul Larsen, CAsp 08-00012

\_\_\_\_\_  
Name (Print or type)

\_\_\_\_\_  
(Signature)

DPL Consulting & Inspection Services, Inc.

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\_\_\_\_\_  
Agency, jurisdiction, chapter, company, association, individual, etc.

11990 Pericles Drive

Rancho Cordova

CA

95742

Street

City

State

Zip

I/We Do not agree with:

☒ [ X ] The Agency proposed modifications As Submitted on Section No. **11B-213.2.1**

and request that this section or reference provision be recommended:

☐ [ ] Approved ☐ [ ] Disapproved ☐ [ ] Held for Further Study ☒ [ X ] **Approved as Amended**

**Suggested Revisions to the Text of the Regulations:**

**11B-213.2.1 Unisex (Single-Use or Family) Toilet and Bathing Rooms.** Unisex toilet rooms shall contain ~~not more than~~ one lavatory, and not more than two water closets without urinals or one water closet and one urinal. Unisex bathing rooms shall contain one shower or one shower and one bathtub, lavatory, and one water closet. Doors to unisex toilet rooms and unisex bathing rooms shall have privacy latches.

**Reason:** [The reason should be concise if the request is for “Disapproval,” “Further Study,” or “Approve As Amend” and identify at least one of the 9-point criteria (following) of Health and Safety Code §18930.]

Reason: Provides greater clarity. As currently written in the standards it is not specifically clear that the original language only requires a single lavatory and an option of either 2 water closets of a single water closet and a single urinal. As modified the language is very specific and clearly understandable which will allow the common practice of a single lavatory sink and a water closet, or a single lavatory sink, a single water closet and a urinal to be continued to be used and “understood” as a “single accommodation toilet facility” which is no longer defined in the new regulations.

The proposed language, which is exactly taken from the ADA Standards does not make any sense based upon the “Title” it is written under “Unisex” (Single use...)- The reason is that how can a single user use two water closets at the same time. We can understand this condition for a “Family type restroom where it may be necessary to accommodate multiple users within the facility and this reasoning is why we would like to have the language separate the single use from the family use in the future code modification cycle.

There is no cost changes associated with this change and we recommend that it be treated as editorial in nature in hopes that it provides clarity in the enforcement of the new proposed language.

We had received allot of concerns from our constituents that as the language as worded required two water closets instead of an option of two to be installed in this type of facility.

It is recommended for future action by DSA to separate the single use restroom from a family restroom condition because it may require additional elements based upon the use and future requirements for the family use.

Cost impact proposed revision: no change in cost.

9 point criteria validation is by item **3, 4 & 6**

## HEALTH & SAFETY CODE SECTION 18930

### SECTION 18930. APPROVAL OR ADOPTION OF BUILDING STANDARDS; ANALYSIS AND CRITERIA; REVIEW CONSIDERATIONS; FACTUAL DETERMINATIONS

- (a) Any building standard adopted or proposed by state agencies shall be submitted to, and approved or adopted by, the California Building Standards Commission prior to codification. Prior to submission to the commission, building standards shall be adopted in compliance with the procedures specified in Article 5 (commencing with Section 11346) of Chapter 3.5 of Part 1 of Division 3 of Title 2 of the Government Code. Building standards adopted by state agencies and submitted to the commission for approval shall be accompanied by an analysis written by the adopting agency or state agency that proposes the building standards which shall, to the satisfaction of the commission, justify the approval thereof in terms of the following criteria:
- (1) The proposed building standards do not conflict with, overlap, or duplicate other building standards.
  - (2) The proposed building standard is within the parameters established by enabling legislation and is not expressly within the exclusive jurisdiction of another agency.
  - (3) **The public interest requires the adoption of the building standards.**
  - (4) **The proposed building standard is not unreasonable, arbitrary, unfair, or capricious, in whole or in part.**
  - (5) The cost to the public is reasonable, based on the overall benefit to be derived from the building standards.
  - (6) **The proposed building standard is not unnecessarily ambiguous or vague, in whole or in part.**
  - (7) The applicable national specifications, published standards, and model codes have been incorporated therein as provided in this part, where appropriate.
    - (A) If a national specification, published standard, or model code does not adequately address the goals of the state agency, a statement defining the inadequacy shall accompany the proposed building standard when submitted to the commission.
    - (B) If there is no national specification, published standard, or model code that is relevant to the proposed building standard, the state agency shall prepare a statement informing the commission and submit that statement with the proposed building standard.
  - (8) The format of the proposed building standards is consistent with that adopted by the commission.
  - (9) The proposed building standard, if it promotes fire and panic safety as determined by the State Fire Marshal, has the written approval of the State Fire Marshal.